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UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK

5
6 IN RE : :

Case No. 18-23538 (RRD)

8
9 SEARS HOLDINGS CORPORATION, ET AL., : :
10 DEBTORS.1
11

PLEADING TITLE

12
13 To The Honorable JUDGE Robert Drain
14

15 I am The Claimant Beau LeBaron and object to the Debtors attempt to side step paying what amounts to my wages .
16 Further I am owed more than a what the supplemental Objection outlined \$ 12,050.00. The Debtor has spawned a
17 new opinion of my work that they required of me before 10-15-18 where they owe wages that are adjusted by
18 Management in a attempt to satisfy Vendors . Venders experiencing what was the beginning of the end. In their
19 numbers a form showing proposed, adjusted and final and then a very suspect adjusted final that leaves me paid only
20 a part of the wages that according to their own policy / compensation book for California project consultants. Whet
21 It s stated . Deductions for new Hires are waived for the first 6 Months are limited to a % and after that time which
22 for me is October 2018 .

23 The fact that I stayed after 10-15-18 is clear .

24 I was one who generated revenue for the debtor . I sold 96 projects before during and after totaling \$1,080,633.00.
25 Of that number the debtor canceled a large number due to situations well beyond my control . That Loss in
26 California Labor Law as well as in their own policy book where two versions exist and further their versions do not
27 comply with the law in California. Where one simply stated “ if the documents are complete and initialed in form ,
28 adhering to CSLB and DSLE Department of Labor Standards and enforcement code 98.6 ,206.5 and 224,228, them

PLEADING TITLE - 1

loss may not be deducted when it applied to a company or in this Claim Sears Holdings Corporation I am in route !!
The debtor or DIP. Each time they deduct where a project HITS RTP STATUS AND DOESN'T

1. Pay me what amounts to wages and draw or not in California they allow 14 weeks and all 6 months and 11 days to pass with over 33 jobs all frozen due to the fact that their Operating license was not authorized or suspended . The new Ship claims 2/25/21 in a phone conference for a separate labor case for the same issues existed due to their managers in Los Angeles south sales Office left a empty seat for project coordinator the position directly responsible for paying and ensuring my projects pay me directly

2. That position was empty as a result from a walk out where Serviccc .com was to become my new employer

3. The executives at the top decided paying fees and licenses would be up to the new owner and

4. The executives also decide to ignore responsibilities that fall into the lines of a general order so orders by this court . That being

FOLLOW THE LETTER OF THE LAW IN EACH STATE AND CITY YOU ARE BEING ALLOWED TO CONTINUE TO OPERATE.

This means they got to borrow finance use their bank Acct with my legs at the front line knocking on doors of clients loyal. It very uncertain about giving 30% or less or more and then signing up to remodel their home for amounts ranging from 2500 to 52,099 . Which I sold in 4/2019 .

5. After 10/15/18 I can show how immediately the money my wages stop but did I stop . Was I allowed to not sell to the letter of their rule. No I was not .

6. I was written up in Dec 2018 and Feb 2018 for not making my numbers \$52,000.00

These write ups s used against me in a labor boars case 741455 where the new owner writes a summary of my perform add that says I am criminal and further claim s my employer file for Sears Holdings Corp

Is also their employer file for me . Even though they never transform never paid me a dollar until November 2020. \$274.42 that comes 13 months after I was given asking papers when I refused to cooperate with the lies about my projects \$282,000 that canceled days after I was hired . 6/14/19

PLEADING TITLE - 2

1 7. The debtor leased me with out my knowledge and much worse .

2 8. The debtor and new owners Exec to lower management in Los Angeles then devise a statement that begins

3 with they are Ship a division of transform and in fact the debtor protected from labor law in place in

4 California for case 18-23537 . A case number in this court that is under case 18-23538.

5 Automatic stay on 2/26/20 is not protected and that proof is in my claim . From day one and cost me more
6 than \$32,000 dollars .

7 Further it is a violation of law for the staff of the old Sears to use my employee file in a case for the new

8 Sears and as well it's violation of California law to deduct and cancel projects that amount to thousands of
9 dollars for the claimant and canceled due to licensing issues

10 The same issues the Debtor leased me to New owner and with out fully disclosing me

11
12 Please understand my claim and it's merit are fully payable and should be paid in full considering the time
13 and penalties that come if it were to have been allowed in California

14
15 It was not due to this stay and moving it or allowing the debtor to object again is giving a green lite to

16 unlawful behavior that took place by low level management that just moved to waive me off and

17 Mislead the labor board to cancel my case against transform and mark my employer background as a letter

18 stated we cannot move against transform and Sears the debtor as they are protected by an automatic stay

19 In case 18-23538 18-23537.

20
21 It was not until Sept 2 2020 when they listened in on a phone call with debtor attorney who stated that was

22 incorrect transform was not protected . Then I was allowed a new wage case 809099 yet to see

23 commissioner but waiting for date.

24
25 I asked you to please Pay with it without penalties . Keep in mind if this was to go before a commissioner in

26 California The waiting time penalties would you quit you almost \$1.6 million and I already know they did violate

27 the law in California as this case would have moved to a case number an investigation if they had not seen that

28 already.

PLEADING TITLE - 3

1
2 I hope you will see and allow me to point out the areas overlooked by lawyers as they really never looked into this
3 more than 20 min. – as it is not listed on an expense sheet other than 9/2//2020 by Weil lawyers about a 20 min
4 phone call

5
6 There are two claims in your system 24733 and 24734. I was due a life policy I was not paid correctly according to
7 W2 and no ish stub was ever made available to me after my termination. 6/12/2019.

8
9 But cobra documents are available and already supplied in my claim .

10 As well cobra documents for the new owner who never paid me a dime until Nov 2020 and even then it was 28,090
11 dollars. Short

12
13 The two are separate and the amounts you have \$ is owed \$50715.73 Sears Holdings Corp do not let them Slither off
14 after breaking the law and your order as well as allowing them to utilize a automatic stay in this case and sharing
15 privileged and private employee info that was not something I gave them permission to do

16
17 They owe me interest penalties and wages and perhaps damages . If you do allow payment as per their supplemental
18 objection . Where they say if you decide to pay which in my very small opinion states they are aware of the
19 violations .

20 To me they just confess and I ask for full payment and as well will request an appeal if I ts decided I am not to be
21 paid wages deducted that are a result of their non performance of your general order and the fact that bankruptcy
22 requires employers to pay their employees but also correctly without loss being added back on loyal employees that
23 give 16 hours a day to help a failing giant make it to the next day .they

24
25 I submit as well the reasonable neglect if I overstepped my place I mean no disrespect I am exhausted by what took
26 place and trust us something I do not have with regards to the debtor and new owner

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28 This is my sworn statement and true objection
PLEADING TITLE - 4

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Sworn this day Tuesday , November 9th 2021